

PIXEL STRUCTURE OF AN ACTIVE MATRIX DISPLAY DEVICE

Appl. No. : 10/707,646 Confirmation No. 1645
Applicant : Chun-Huai Li
Filed : December 30, 2003
TC/A.U. : 2629
Examiner : NGUYEN, KEVIN M
Docket No. : ADTP0085USA
Customer No. : 27765

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Subject: Submitting a terminal disclaimer

5 Sir:

10 In response to the Office action of February 6, 2008, a terminal disclaimer of the Application No. 10/251,359 (now, Patent No. 6,950,082), which is commonly owned by the same assignee, is submitted to overcome a nonstatutory obviousness-type double patenting rejection of the instant application. Without disclaimer as to the merits of the claims filed in this application, the terminal disclaimer is in compliance with 37 CFR 1.321(c). Acceptance of the terminal disclaimer is therefore respectfully requested. In light of this, the applicant respectfully requests reconsideration of the rejection under double patenting of claims 11-26.

15 Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Appl. No. 10/707,646
Amdt. dated March 20, 2008
Reply to Office action of February 06, 2008

Sincerely yours,



Date: 03/20/2008

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- 10 Note: Please leave a message in my voice mail if you need to talk to me. (The time in D.C. is 12 hours behind the Taiwan time, i.e. 9 AM in D.C. = 9 PM in Taiwan.)

**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)
ADTP0085USA

In re Application of: Chun-Huai Li

Application No.: 10/707,646

Filed: 12/30/2003

For: PIXEL STRUCTURE OF AN ACTIVE MATRIX DISPLAY DEVICE

The owner*, AU Optronics Corp., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,950,082 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said **prior patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 41,526



Signature

03/20/2008

Date

Winston Hsu

Typed or printed name

Voice Mail: 302-729-1562
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included. USD 130.00

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP ? 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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